

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am an original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Vertically Adjustable Post Height Adjustment Means and a
Shelf Retaining Element

the application of which:

☒ is attached hereto.

☐ was filed in the United States Patent and Trademark Office on _____ and assigned Serial Number 08/610,435

☐ and was amended on _____ (if applicable).

☐ was described and claimed in PCT International Application No. _____

☐ filed on _____ and amended

☐ under PCT Article 19 on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below, or of any PCT International application(s) designating at least one country other than the United States of America listed below, and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT International application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR FOREIGN APPLICATION(S)

Country	Application Number	Filing Date (Day/Month/Year)	Priority Claimed Under 35 USC § 119
			Yes _____ No _____
			Yes _____ No _____
			Yes _____ No _____

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below or any PCT International application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT International filing date of this application:

PRIOR U.S. APPLICATION(S)

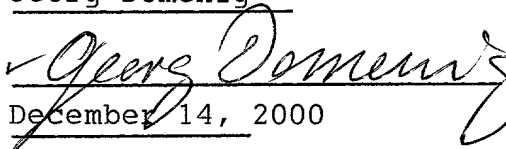
Application Serial Number	U.S. Filing Date (day/month/year)	Status (patented, pending or abandoned)

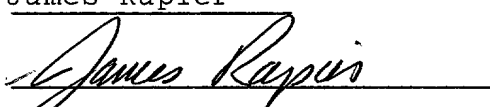
And I hereby appoint the following attorney(s) and/or agent(s), with full power of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Charles Y. Lackey (Reg. No. 22,707).

Please address all communications, and direct all telephone calls, regarding this application to:

Charles Y. Lackey
Post Office Box 5871
Winston-Salem, North Carolina 27113-5871
(910) 744-0473 (phone)
(910) 744-0473 (facsimile)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.
[Total Number of Inventory _____]

Inventor (full name) : Georg Domenig
Inventor's Signature : 
Date : December 14, 2000
Residence : 1110 Whispering Pines
Kernersville, NC
Citizenship: : Switzerland
Post Office Address : 1110 Whispering Pines
Kernersville, NC 27284

Inventor (full name) : James Rapier
Inventor's Signature : 
Date : December 14, 2000
Residence : 109 Shamrock Drive
Salisbury, NC
Citizenship. : USA
Post Office Address : 109 Shamrock Drive
Salisbury, NC 28144

Inventor (full name) : _____
Inventor's Signature : _____
Date : _____
Residence : _____
Citizenship : _____
Post Office Address : _____

Inventor (full name) : _____
Inventor's Signature : _____
Date : _____
Residence : _____
Citizenship: : _____
Post Office Address : _____

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) AND 1.27 (c)) - SMALL BUSINESS CONCERN

Docket No

Serial No.

Filing Date

Patent No.

Issue Date

Applicant/ **Peter Meier, Inc.**
 Patentee:

Invention: **VERTICALLY ADJUSTABLE POST HEIGHT ADJUSTMENT MEANS AND A SHELF RETAINING ELEMENT**

I hereby declare that I am:

- ☐ the owner of the small business concern identified below
☒ an official of the small business concern empowered to act on behalf of the concern identified below

NAME OF CONCERN: Peter Meier, Inc.

ADDRESS OF CONCERN: 1255 South Park Drive
Kernersville, NC 27284

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 37 CFR 1.21.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the above identified invention described in:

- ☒ the specification filed herewith with title as listed above.
☐ the application identified above.
☐ the patent identified above.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed on the next page and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☒ no such person, concern or organization exists.
☐ each such person, concern or organization is listed below.

FULL NAME

ADDRESS

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME

ADDRESS

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME

ADDRESS

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

FULL NAME

ADDRESS

☐ Individual ☐ Small Business Concern ☐ Nonprofit Organization

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

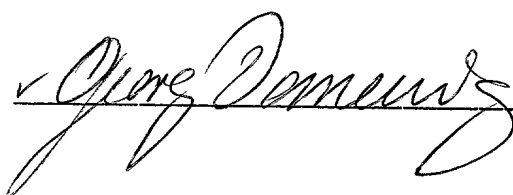
NAME OF PERSON SIGNING: Georg Domenig

TITLE OF PERSON SIGNING

OTHER THAN OWNER: Consultant

ADDRESS OF PERSON SIGNING: 1110 Whispering Pines
Kernersville, NC 27284

SIGNATURE:



DATE: December 14, 2000